vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIANSHIP PETTITION NO.140 OF 2005

In the matter of Guardian and Wards Act, 1890;

And

In the matter of appointment of Guardian of Ms.Crystal Marceline Perry, a minor

Mrs.Gladys Lancelot Perry ... Petitioner

Mr.Rajendra Desai with A.R. Bapat for Petitioner

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **DECEMBER 14, 2005**

P.C.:

. This Petition has been filed for appointment of the Petitioner, who is the natural mother of the minor Crystal Marceline Perry, as the guardian of the minor's property. The property bearing Final Plot No.74 of T.P.S. III, C.S.T. No.F/679 situate at 30th Road, Bandra, Mumbai - 400 050 was bequeathed to Crystal and her sister by their grandfather. This property is to be developed. The minor who is residing in the property is entitled to 50% of the amount received under the development agreement of this property. The consideration received is deposited with the Solicitors

M/s.Divya Shah Associates and the Petition has been filed to direct investment of the amount by the Prothonotary and Senior Master in various ways as detailed in the petition.

2. The mother being the natural guardian, there is no dispute from the father and in fact an affidavit of the father consenting to the mother being appointed as the guardian has been filed. Accordingly, the guardianship petition is allowed in terms of prayer clauses (b), (d) except the bracketed portion, (e), (f) except the bracketed portion and (g). All amounts which are deposited in the name of the minor, Crystal will be paid to her when she attains majority only after obtaining leave of this Court.

3. Guardianship Petition stands disposed off.